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March 4, 2011

BY HAND

Honorable Richard M. Berman
Daniel Patrick Moynihan United States Courthouse
500 Pearl Street
New York, New York 10007

Raymond Jaquez and Multi-Vitamin Energy Corp. v. Energy Brands Inc.,
10 Civ. 4972 (RMB)

SO ORDERED:

Date: 3/7/11

Richard M. Berman
Richard M. Berman, U.S.D.J.

Dear Judge Berman:

10 cv 4972

Per the Court's request, we submit this letter on behalf of both parties to update Your Honor on the status of their settlement discussions.

As Your Honor may recall, the parties appeared on February 24 to discuss settlement. The parties have continued their discussions and are close to reaching a settlement. Accordingly, the parties respectfully propose that they report back to the Court again on March 11, at which time the parties will either inform the Court that this matter has settled or they will request that the Court issue a new case management plan so that the litigation may go forward.

MEMO ENDORSED

Respectfully submitted,

S. Zev Parnass
S. Zev Parnass

cc: Harold G. Furlow, Esq.
Counsel for Raymond Jaquez and Multi-Vitamin Energy Corp.
(by email)

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